

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
) CASE NO. MJ22-101 MLP
Plaintiff,)
)
v.)
) DETENTION ORDER
NOE VALENZUELA-ESPINOZA,)
)
Defendant.)
_____)

Offenses charged:

1. Possession of Controlled Substances with Intent to Distribute.

Date of Detention Hearing: March 28, 2022.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. §3142(f) and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant has been charged with a drug offense, the maximum penalty of which

01 is in excess of ten years. There is therefore a rebuttable presumption against defendant as to
02 both dangerousness and flight risk, under 18 U.S.C. § 3142(e).

03 2. Defendant poses a risk of flight based on his significant family ties to Mexico,
04 including that his wife and child reside in Mexico. He has no ties to this District and no
05 proposed release plan. Defendant was found with a significant amount of controlled
06 substances and firearms at his residence. Defendant has a prior federal conviction for
07 Possession with Intent to Distribute a large amount of marijuana. Defendant is a danger to the
08 community because of the nature of the charged offense and a history of such conduct.

09 3. There does not appear to be any condition or combination of conditions that will
10 reasonably assure the defendant's appearance at future Court hearings while addressing the
11 danger to other persons or the community.

12 It is therefore ORDERED:

- 13 1. Defendant shall be detained pending trial, and committed to the custody of the Attorney
14 General for confinement in a correction facility separate, to the extent practicable, from
15 persons awaiting or serving sentences or being held in custody pending appeal;
- 16 2. Defendant shall be afforded reasonable opportunity for private consultation with counsel;
- 17 3. On order of the United States or on request of an attorney for the Government, the person
18 in charge of the corrections facility in which defendant is confined shall deliver the
19 defendant to a United States Marshal for the purpose of an appearance in connection with a
20 court proceeding; and
- 21 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel for
22 the defendant, to the United States Marshal, and to the United State Probation Services

01 Officer.

02 DATED this 28th Day of March, 2022.

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04 S. KATE VAUGHAN
05 United States Magistrate Judge
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